

ASSIGNED

Serial No.

53093

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

APR 05 1989

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed..... Map filed..... MAY 20 1986 under 49887

The applicant Westpac Utilities, a Division of Sierra Pacific Power Company

P.O. Box 30028 of Reno  
Street and No. or P.O. Box No. City or Town

Nevada 89502 hereby make 5 application for permission to change the  
State and Zip Code No.

Point of diversion, manner of use and place of use.

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under A portion of Claim #638 of the Truckee River Decree.  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Said decree entered by the District Court of the United State for Nevada in that  
identify right in Decree.)

certain actin entitled The Untited States of America, plaintiff, vs. Orr Water

Ditch Company, et al, Defendant, in Equity Dockett A-3.

1. The source of water is Truckee River  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 0.80 cfs (32.0 miner's inches) not to exceed 90.41  
Second feet, acre feet. One second foot equals 448.3 gallons per minute. acre feet
3. The water to be used for Municipal and domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Irrigation and stockwater  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point The Points of Diversion for Sierra's existing  
Describe as being within a 40-acre subdivision of public survey and by course and  
water treatment plants as described in attached Exhibit "A" and shown on the map  
distance to a section corner. If on unsurveyed land, it should be stated.  
under Permit #49886 & 49887 (Multiple POD's).
6. The existing permitted point of diversion is located within the Northwest 1/4 of the Southwest 1/4  
If point of diversion is not changed, do not answer  
(NW1/4SW1/4) of Section 9, T.20N., R.24E., M.D.B.&M., as decreed (Pierson Ditch).
7. Proposed place of use the certificated water service area of Sierra Pacific Power Co.  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
as described in the legal description and shown on the supporting map on file with  
the State Engineer's Office - Division of Water Resources.
8. Existing place of use 9.83 acres in Southwest 1/4 of the Northwest1/4 (SW1/4NW1/4) and 11.45  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
acres in Northwest 1/4 of the Southwest 1/4 (NW1/4SW1/4), of Section 3, T.20N., R.24E.,  
manner of use of irrigation permit, describe acreage to be removed from irrigation.  
M.D.B.&M., County of Storey and Washoe, State of Nevada, totaling 21.28 acres.
9. Use will be from as decreed to Month and Day of each year.
10. Use was permitted from as decreed to Month and Day of each year.
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Water will be diverted at existing company  
State manner in which water is to be diverted, i.e., diversion structure, ditches,  
facilities, treated and placed into the existing distribution system.  
pipes and flumes, or drilled well, etc.
12. Estimated cost of works Sierra has invested in esscess of \$50 million in its Water  
Treatment, Transmission and Distribution System.
13. Estimated time required to construct works Completed

14. Estimated time required to complete the application of water to beneficial use One year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

During 1988, Sierra had an average of 50871 residential and commercial customers and delivered approximately 60,865 acre feet of water. Maximum day delivery was 102.004million gallons (313.04 acre feet).

/s/ William K. Jewett

By William K. Jewett, Westpac Utilities, a  
Division of Sierra Pacific Power Company  
Box 10100, Reno, Nevada 89520

Compared kh/pas cl/cms

Protested 6/15/89 by TCID

Pro. Overruled See Ruling #3739

11/14/89

APPROVAL

OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of the Truckee River as heretofore granted under Claim 638, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.80 cubic feet per second, but not to exceed 90.41 acre-  
feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before N/A

Proof of completion of work shall be filed before N/A

Application of water to beneficial use shall be made on or before January 31, 2000

Proof of the application of water to beneficial use shall be filed on or before March 1, 2000

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 31st day of January,

A.D. 1997

*[Signature]*  
State Engineer

EXHIBIT "A"

The following descriptions describe the points of diversion for Sierra Pacific Power Company Water Treatment Plants situate in the County of Washoe, State of Nevada, more particularly described as follows:

STEAMBOAT CANAL (HUNTER CREEK RESERVOIR):

The existing point of diversion situate within the Northeast one-quarter of the Southwest one-quarter (NE $\frac{1}{4}$  SW $\frac{1}{4}$ ) of Section 31, T. 19N., R. 18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 31 bears South 62° 04' East, a distance of 3195.0 feet.

HIGHLAND DITCH (HIGHLAND RESERVOIR):

The existing point of diversion is situate within the Southwest one-quarter of the Southeast one-quarter (SW $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section 9, T. 19N., R. 18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 9 bears South 75° 16' East, a distance of 1650.0 feet.

IDLEWILD TREATMENT PLANT:

The existing point of diversion is situate within the Southeast one-quarter of the Southeast one-quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section 10, T. 19N., R. 19E., M.D.B.&M., Washoe County, Nevada from said point of diversion, the Southeast corner of said Section 10 bears South 69° 57' 58" East, a distance of 842.34 feet.

NORTH TRUCKEE DITCH (GLENDALE TREATMENT PLANT):

The existing point of diversion is situate within the Southwest one-quarter of the Northeast one-quarter (SW $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section 7, T. 19N., R. 20E., M.D.B.&M., Washoe County, Nevada from said point of Diverison, the Northeast corner of said Sektion 7 bears North 39° 28' East, a distance of 3015.0 feet.

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